ORIGINAL

RICHARD S. BECKER & ASSOCIATES

CHARTERED 1915 EYE STREET N.W. EIGHTH FLOOR WASHINGTON DC 20006

(202) 833-4422

TELECOPIER (202) 296-7458 RECEIVED

OCT 22 1773

FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

> CONSULTING ENGINEERS SIAMAK HARANDI DEAKIN LAUER

RICHARD S. BECKER JEFFREY E RUMMEL OF COUNSEL JAMES S FINERFROCK

October 22, 1998

Magalie Roman Salas, Secretary Federal Communications Commission Washington, DC 20554

Re: WT Docket No. 96-18

PP Docket No. 93-253

Dear Ms. Salas:

Transmitted herewith on behalf of TSR Wireless LLC are an original and eleven (11) copies of a "Withdrawal Of Petition For Partial Reconsideration" in connection with the above-referenced proceeding.

Should any questions arise with respect to this matter, please communicate directly with undersigned counsel.

Respectfully submitted,

Richard S. Becker

Attorney for TSR Wireless LLC

Enclosures

Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

00T 22 mg3

FEDERAL COMPAUNICY LOTS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)				
Revision of Part 22 and Part 90 of the Commission's Rules to Facilitate Future Development of Paging Systems))))	WT	Docket	No.	96-18
Implementation of Section 309(j) of the Communications Act Competitive Bidding)))	PP	Docket	No.	93-253

To: The Commission

WITHDRAWAL OF PETITION FOR PARTIAL RECONSIDERATION

- 1. In a "Petition of American Paging, Inc. For Partial Reconsideration" ("Petition") filed with the Commission on behalf of American Paging, Inc. ("API") on March 26, 1997, API requested that the Commission reconsider that portion of its <u>Second Report and Order and Further Notice of Proposed Rulemaking</u> in the above-captioned geographic paging rulemaking proceeding wherein the Commission granted a "Phase II" nationwide geographic area license to AirTouch Paging ("AirTouch") on the frequency 929.4875 MHz.²
- 2. Pursuant to a "Notification" filed with the Commission on April 20, 1998, TSR Wireless LLC ("TSR Wireless") notified the Commission and the other parties in the above-captioned proceeding that TSR Paging, Inc. ("TSR Paging") had merged with API and its subsidiaries (collectively "API"), to form a new entity, TSR

¹See Second Report and Order and Further Notice of Proposed Rulemaking, WT Docket No. 96-18, PP Docket No. 93-253, 12 FCC Rcd 2732 (1997) ("Second R&O").

²An Opposition to the API Petition was filed by AirTouch on April 9, 1997, and additional responsive pleadings were subsequently been filed by API and AirTouch.

Wireless and that, as a result: (i) API and TSR Paging were replaced in this proceeding by TSR Wireless; and (ii) undersigned counsel is counsel to TSR Wireless.

- 3. The Petition currently remains pending before the Commission. However, TSR Wireless no longer desires to prosecute the Petition and therefore, TSR Wireless hereby unilaterally withdraws the Petition.
- 4. It should be noted that, although the instant Withdrawal is not subject to the certification requirements 47 C.F.R. §22.129(a), TSR Wireless has not received nor will it receive any money or other consideration in connection with the withdrawal of the Petition.

Respectfully submitted,

TSR WIRELESS LLC

By: Richard S. Becker

James S. Finerfrock Jeffrey E. Rummel

Its Attorneys

Richard S. Becker & Associates, Chartered 1915 Eye Street, Northwest Eighth Floor Washington, DC 20006 (202) 833-4422

Date: October 22, 1998

CERTIFICATE OF SERVICE

I, Susan Mitchual, a secretary in the law firm of Richard S. Becker & Associates, Chartered, hereby certify that I have on this 22nd day of October, 1998, sent by First Class United States mail, postage prepaid, copies of the foregoing "WITHDRAWAL OF PETITION FOR PARTIAL RECONSIDERATION" to the following:

Chairman William E. Kennard Federal Communications Commission 1919 M Street, N.W.; Eighth Floor Washington, DC 20554

Commissioner Michael K. Powell Federal Communications Commission 1919 M Street, N.W.; Eighth Floor Washington, DC 20554

Commissioner Harold W. Furchtgott-Roth Federal Communications Commission 1919 M Street, N.W.; Eighth Floor Washington, DC 20554

Commissioner Gloria Tristani Federal Communications Commission 1919 M Street, N.W.; Eighth Floor Washington, DC 20554

Commissioner Susan Ness Federal Communications Commission 1919 M Street, N.W.; Eighth Floor Washington, DC 20554

Dan Phythyon, Chief Wireless Telecommunications Bureau Federal Communications Commission 2025 M Street, N.W.; Room 5002 Washington, DC 20554

Rosalind K. Allen, Deputy Bureau Chief Wireless Telecommunications Bureau Federal Communications Commission 2025 M Street, N.W.; Room 5002 Washington, DC 20554

Gerald Vaughan, Deputy Bureau Chief Wireless Telecommunications Bureau Federal Communications Commission 2025 M Street, N.W.; Room 5002 Washington, DC 20554

Steven Weingarten, Chief Commercial Wireless Division Wireless Telecommunications Bureau Federal Communications Commission 2100 M Street; 7th Floor, Room 23 Washington, DC 20554

Terry Fishel, Deputy Chief Licensing And Technical Analysis Branch Commercial Wireless Division Wireless Telecommunications Bureau Federal Communications Commission 1270 Fairfield Road Gettysburg, PA 17325-7245

Mr. Michael Regiec, Chief Licensing and Technical Analysis Branch Public Safety and Private Wireless Division Wireless Telecommunications Bureau Federal Communications Commission 1270 Fairfield Road Gettysburg, PA 17325

Ramona Melson, Chief Policy and Rules Branch Commercial Wireless Division Wireless Telecommunications Bureau Federal Communications Commission 2100 M Street, NW; Room 700 Washington, DC 20554

Gary Devlin, Electronics Engineer Technical Analysis Section Licensing And Technical Analysis Branch Commercial Wireless Division Wireless Telecommunications Bureau Federal Communications Commission 1270 Fairfield Road Gettysburg, PA 17325-7245

A. Thomas Carroccio, Esquire
Bell, Boyd & Lloyd
1615 L Street, N.W.
Suite 1200
Washington. DC 20036
Counsel for A + Communications

Frederick M. Joyce, Esquire Joyce & Jacobs 1019 - 19th Street, N.W. 14th Floor, PH-2 Washington, DC 20036 Counsel for A + Network and Metrocall Mark A. Stachiw, Esq. AirTouch Paging 12221 Merit Drive Suite 800 Dallas, TX 75251

Carl W. Northrop, Esq.
Paul, Hastings, Janofsky & Walker
1299 Pennsylvania Avenue, N.W.
Tenth Floor
Washington, DC 20004
Counsel for AirTouch Paging, Arch
Communications Group

Dennis L. Myers Vice President/General Counsel Ameritech Mobile Services, Inc. 2000 West Ameritech Center Drive Location 3H78 Hoffman Estates, IL 60195

Timothy E. Welch, Esq. Hill & Welch 1330 New Hampshire Avenue, N.W. Suite 113 Washington, DC 20036 Counsel for Mashell Tel, B&B, Wilkenson, PAI, Benkelman/Wauneta, Supercom, Inc., Chequamegon, Baldwin/Amery, Communications Sales and Service, Baker's Electronics, HEI Communications, Mobilfone Service, Paging Associates, Pigeon Telephone, Porter Communications, Rinker Communications, Wilkerson County Telephone

Robert H. Schwaninger, Jr., Esq.
Brown and Schwaninger
1835 K Street, N.W.
Suite 650
Washington, DC 20006
Counsel for Small Business in
Telecommunications

Jill Abeshouse Stern, Esq. Shaw, Pittman, Potts & Trowbridge 2300 N Street, N.W. Washington, DC 20037 Counsel for Coalition for a Competitive Paging Industry

Veronica M. Ahern Nixon, Hargrave, Devans & Doyle One Thomas Circle Washington, DC 20005 Communications Mobile Services, Inc.

John L. Crump d/b/a ACE Communications 11403 Waples Mill Road P.O.Box 3070 Oakton, VA 22124

William L. Fishman, Esq. Sullivan & Worcester LLP 1025 Connecticut Avenue, N.W. Suite 1000 Washington, DC 20036 Counsel for Diamond Page Partnerships I-XII, et al.

Harold Mordkofsky, Esq.
Blooston, Mordkofsky, Jackson & Dickens
2120 L Street, N.W.
Washington, DC 20037
Counsel for Emery Telephone
TeleTouch Licensees, Inc.

Michael J. Shortley, III, Esq. 180 South Clinton Avenue Rochester, NY 14646 Counsel for Frontier Corporation

Randolph J. May Sutherland, Asbill & Brennan 1275 Pennsylvania Avenue, N.W. Washington, DC 20004-2404

Alan S. Tilles, Esq.
Meyer, Faller, Weisman & Rosenberg, P.C.
4400 Jenifer Street, N.W.
Suite 380
Washington, DC 20015
Counsel for Glenayre Technologies, Inc.

Jeanne M. Walsh, Esq. Kurtis & Associates, P.C. 2000 M Street, N.W. Suite 600 Washington DC 20036 Counsel for Metamora Telephone Company, Inc. Jonathan D. Blake, Esq. Covington & Burling 1201 Pennsylvania Avenue, N.W. Washington, DC 20044 Counsel for Columbia Millimeter Communications, L.P.

Jack Richards, Esq.
Keller and Heckman
1001 G Street, N.W.
Suite 500 West
Washington, DC 20001
Counsel for MobileMedia
Communications, Inc.

Thomas Gutierrez, Esq.
Terry J. Romin, Esq.
George L. Lyon, Esq.
Lukas, McGowan, Nace & Gutierrez
1111 Nineteenth Street, N.W.
Suite 1200
Washington, DC 20036
Counsel for Preferred Networks, John
D. Word, Pioneer Telephone, Mobile
Telecomms. Techn., Liberty Cellular,
and PageMart

James L. Wurtz, Esq. 1275 Pennsylvania Avenue, N.W. Washington, DC 20004 Counsel for Pacific Bell

William J. Franklin, Chartered 1200 G Street, N.W. Suite 800 Washington, DC 20005-3814 Counsel for Caraway Communications

David L. Hill, Esq.
Audrey P. Rasmussen, Esq.
O'Connor & Hannan, L.L.P.
1919 Pennsylvania Avenue, N.W.
Suite 800
Washington, DC 20006-3483
Counsel for Paging Partners Corp.
and Source One Wireless, Inc.

Judith St. Ledger-Roty, Esq. Reed, Smith, Shaw & McClay 1301 K Street, N.W. Suite 1100 - East Tower Washington DC 20005 Counsel for Paging Network, Inc. Katherine M. Holden, Esq. Wiley, Rein & Fielding 1776 K Street, N.W. Washington, DC 20006 Counsel for PCIA

John D. Pellegrin, Esq. 1140 Connecticut Avenue, N.W. Suite 606 Washington, DC 20036

John A. Prendergast, Esq.
Richard D. Rubino, Esq.
Blooston, Mordkofsky, Jackson & Dickens
2120 L Street, N.W.
Washington, DC 20037
Counsel for Ameritel Paging, Inc./ The Private
Carrier Paging Licensees, The Paging
Coalition, Page Hawaii, Nucla-Naturita
Telephone Company, Radiofone, Inc.

Amelia L. Brown, Esq.
Henry A. Solomon, Esq.
Haley, Bader & Potts, P.L.C.
4350 North Fairfax Drive
Suite 900
Arlington, VA 22203-1633
Counsel for Personal Communications, Inc.,
Pass Word, Inc., Western Radio Services Co.

Jerome K. Blask, Esq. Gurman, Blask & Freedman, Chartered 1400 Sixteenth Street, N.W. Suite 500 Washington, DC 20036 Counsel for ProNet, Inc.

Robert L. Hoggarth Personal Communications Industry Association 500 Montgomery Street Suite 700 Alexandria, VA 22314

Raymond C. Trott, P.E. Trott Communications Group, Inc. 1425 Greenway Drive Suite 350 Irving, TX 75038

Ellen S. Mandell, Esq.
Pepper & Corazzini, L.L.P.
1776 K Street, N.W.
Washington, DC 20006
Counsel for Priority Communications

Lawrence M. Miller, Esq. Schwartz, Woods & Miller 1350 Connecticut Avenue, N.W. Suite 300 Washington, DC 20036 Counsel for Datafon II, Inc. and Zipcall Long Distance

Caressa D. Bennet, Esq.
Michael R. Bennet, Esq.
Bennet & Bennet, PLLC
1831 Ontario Place, N.W.
Suite 200
Washington, DC 20009
Counsel for Border to Border
Communications, Inc.

Joe D. Edge, Esq. Tina M. Pidgeon, Esq. Drinker, Biddle & Reath 901 - 15th Street, N.W. Washington, DC 20005 Counsel for Puerto Rico Telephone Company

Kenneth E. Hardman, Esq.
Moir & Hardman
2000 L Street, N.W.
Suite 512
Washington, DC 20005
Counsel for United Paging Resources

Laura H. Phillips, Esq.
Christina H. Burrow, Esq.
Dow, Lohnes & Albertson
1200 New Hampshire Avenue, N.W.
Suite 800
Washington, DC 20036-6802
Counsel for Sunbelt Transmission
Corp. and Snider Comms. Corp.

William Ciuffo John Sieber Comp Comm, Inc. 227 Laurel Road Suite 100 Voorhees, NJ 08043-2331

Larry Shaefer, President SMR Systems, Inc. 4212 Mt. Vernon Houston, TX 77006-5416 Lloyd D. Huffman Huffman Communications 2829 W. 7th Avenue Box 1753 Corsicana, TX 75151-1753

Brian G. Kiernan, Vice President InterDigital Communications Corporation 781 Third Avenue King of Prussia, PA 19406

Mary McDermott U.S.Telephone Association 1401 H Street, N.W. Suite 600 Washington, DC 20005

Lucille M. Mates, Esq. 140 New Montgomery Street Room 1526 San Francisco, CA 94105 Counsel for Pacific Bell

Margaret E. Garber, Esq. 1275 Pennsylvania Avenue, N.W. Washington, DC 20004 Counsel for Pacific Bell

James F. Rogers, Esq.
Kevin C. Boyle, Esq.
Latham & Watkins
1001 Pennsylvania Avenue, N.W.
Suite 1300
Washington, DC 20004
Counsel for PageAmerica Group, Inc.
and MobileMedia Communications, Inc.

David C. Jatlow, Esq. Young & Jatlow 2300 N. Street, N.W. Suite 600 Washington, DC 20037 Counsel for AT&T Wireless Services

Robert R. Rule Rule Radiophone Service, Inc. and Robert R. Rule d/b/a Rule Communications 2232 Dell Range Boulevard Cheyenne, WY 82009 Lisa M. Zaine, Esq. OPASTCO 21 Dupont Circle Suite 700 Washington, DC 20036

Dallas Vanderhoof General Manager TeleBEEPER of New Mexico , Inc. P.O.Box 25161 Albuquerque, NM 87125

Heather Hippsley, Esq. Federal Trade Commission Bureau of Consumer Protection 6th & Pennsylvania Avenue, N.W. Room 200 Washington , DC 20580

Steven S. Seltzer Personal Communications, Inc. P.O.Box One Altoona, PA 16603-0001

Kathryn A. Zachem, Esq. Wilkinson, Barker, Knauer & Quinn, LLP 2300 N Street, NW, Suite 700 Washington, DC 20037-1128

Office of Advocacy US Small Business Administration 409 Third Street, SW 7th Floor Washington, DC 20416

Susan Mitchual